

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RUBEN MARTINEZ, FRANCISCO DIAZ,
& MARTIN RAQUEC,

Plaintiffs,

- against -

IANO CORP. d/b/a ACQUA
RESTAURANT & SEBASTIANO
CAPPITTA,

Defendants.

USDS SDNY
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ELECTRONICALLY FILED
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DATE FILED: 4-16-14

Case No. 13 Civ. 4336 (PKC)

STIPULATION OF DISMISSAL

IT IS HEREBY STIPULATED AND AGREED, by and between the parties in the above captioned action, through the undersigned counsel, that, whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, in accordance with Rule 41 of the Federal Rules of Civil Procedure, the action be dismissed with prejudice and without costs or attorneys' fees as to all claims in the above-captioned lawsuit, with each party to bear its own fees and costs (other than those specified in the Settlement Agreement), and further that Plaintiffs are barred from bringing another claim under the Fair Labor Standards Act, New York Labor Law, or any other federal, state or local law for wages, including overtime pay, for the period set forth in the Amended Complaint against Defendants.

Dated: New York, New York
April 15, 2014

Attorneys for Plaintiffs

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*With the dismissal, the conference date
is vacated.*

SO ORDERED:


U.S.D.J.
4-16-14 xmc